

Message

From: Gymer, Lisa@Wildlife [Lisa.Gymer@wildlife.ca.gov]
Sent: 8/5/2021 6:42:43 PM
To: Pankratz, Shannon L CIV USARMY CESPL (US) [Shannon.L.Pankratz@usace.army.mil]; Steinert, Tiffany@Waterboards [Tiffany.Steinert@Waterboards.ca.gov]; Zimmerman, Jan@Waterboards [jan.zimmerman@waterboards.ca.gov]; Scianni, Melissa [Scianni.Melissa@epa.gov]; Mahdavi, Sarvy [Mahdavi.Sarvy@epa.gov]
CC: Troxel, Tiffany A CIV USARMY CESPL (USA) [Tiffany.A.Troxel@usace.army.mil]
Subject: RE: Petersen Ranch Spineflower Draft Amendment and CE
Attachments: Petersen Ranch MB_Exhibit E-4.6 Conservation Easement EL Area F 11-14-17_CDFW (003).docx; 210805_draft BEI amendment Petersen Updated_Ig.docx

Hi everyone,

I've heard that not all of you may have received the draft amendment and CE that I sent previously. I've actually updated the draft amendment to reflect a couple additional items that need to be updated and included in the amendment so the attached is more complete than what I previously sent. The CE should be the same, but I've included it here so you have them both at your disposal.

Please let me know if you have any questions.

Lisa

Lisa Gymer
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From: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>
Sent: Thursday, August 5, 2021 7:28 AM
To: Gymer, Lisa@Wildlife <Lisa.Gymer@wildlife.ca.gov>; Zimmerman, Jan@Waterboards <jan.zimmerman@waterboards.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>; Mahdavi.sarvy@Epa.gov
Cc: Troxel, Tiffany A CIV USARMY CESPL (USA) <Tiffany.A.Troxel@usace.army.mil>
Subject: RE: Petersen Ranch Spineflower Draft Amendment and CE

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Hi Lisa,

I still haven't been able to focus on this amendment, as I've been handling other matters including trying to wrap up the other 2 bank amendments (hopefully soon). I'm in meetings/trainings now through all next week, and I won't be able to get back to reviewing this amendment until the week of the 16th. The soonest I'd be ready to discuss is the early afternoon of the 23rd or 24th.

Thanks,

Shannon L. Pankratz, Senior Project Manager
Regulatory Division, North Coast Branch, Los Angeles and San Bernardino Counties Section
Los Angeles District, U.S. Army Corps of Engineers
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From: Gymer, Lisa@Wildlife <Lisa.Gymer@wildlife.ca.gov>

Sent: Wednesday, August 4, 2021 5:41 PM

To: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Zimmerman, Jan@Waterboards <jan.zimmerman@waterboards.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>

Subject: [Non-DoD Source] RE: Petersen Ranch Spineflower Draft Amendment and CE

Hi all,

We are getting pressured by Newhall to get this amendment completed. Can we get together for another check-in to see where things stand with you all and your attorneys, if needed? I'd also like to discuss the spineflower access route specifically. If you could throw out some dates and times you are available, I can send out a meeting invite.

Thank you!

Lisa

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From: Gymer, Lisa@Wildlife

Sent: Tuesday, June 29, 2021 3:45 PM

To: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Zimmerman, Jan@Waterboards <jan.zimmerman@waterboards.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Steinert,

Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>

Subject: RE: Petersen Ranch Spineflower Draft Amendment and CE

Seems every time we look at these documents, something else arises. Attached is a revised version of the CE from our attorney that adds reference to the subordination agreement.

Will anyone else's attorneys be looking at this CE and the amendment in general?

Thank you,

Lisa

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From: Gymer, Lisa@Wildlife

Sent: Tuesday, June 29, 2021 3:37 PM

To: Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Zimmerman, Jan@Waterboards <jan.zimmerman@waterboards.ca.gov>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>

Subject: Petersen Ranch Spineflower Draft Amendment and CE

Hello all,

Please find attached the CE with our attorney's comments/edits and a draft version of Amendment No. 1. It's been greatly simplified and based on the information provided in the Bank Sponsor's amendment request only. Going through Exhibit C-1 - Development Plan, Exhibit D-5 - LTMP, and Exhibit F-1 there are additional figures, mainly, that need to be modified. Some of these I expressed in an previous email. The below items will need to be added to the amendment where appropriate.

There is still the question of the difference in acreages in the Easement Agreement between the bank sponsor and Newhall. It says 6.72 acres for the spineflower introduction area and another 1.4 acres for access to the introductory site and is legally defined in that document. I am unclear why this same acreage isn't being proposed in the amendment request. Also, I am unclear if the access easement has been discussed regarding whether or not it should be treated as a creditable area on the bank.

I would still like the bank sponsor to tell us how much of each credit type is being subtracted so it can more easily be determined if additional maps need modification or to verify the modified maps that were submitted.

Exhibit C-1 – Development Plan, Appendix A – Figures, has been updated with new figures 63-66. However, those show some easements, but not all of them and they do not identify the spineflower introduction area as an easement. All easements should be depicted the same according to the map legend. Figures 6, 8, 10, and 12 need to be updated with the easement delineated like the easement legend shows and the habitat acreages decreased. It would be good to know which easements area being credited and which are not based on the exhibit maps. I would think the ones shown on the maps currently are the ones that are not getting credits, but that is not clear from the figures and

legends. Figures 17 and 56 have a monitoring point within? the easement area. The introductory area easement needs to be delineated on these maps as well. The bank sponsor will need to confirm if this is true and if so, whether it's an appropriate location for a monitoring point.

Exhibit D-5 – LTMP- Figure 4 and Figure 4 (not sure why these are the same figure number with different items on them) need to be updated to show the Newhall easements.

Exhibit D-5 Appendix B – Grazing Plan, the amendment states that Figures 2, 5, 6, 9, 10 and 12 have been updated to remove introduction acreage from grazing areas/calculations. CDFW is not finding these figures in RIBITS.

Exhibit E-2.1 – PAW – is not included in the amendment package in RIBITS and will need to be updated.

Exhibit F-1.2 – Credit Crosswalk is also not included in RIBITS and will need to be updated.

Exhibit F-1, The amendment requests says that exhibits F-1.3.1, F-1.3.3, F-1.3.5 and F-1.3.7 have been updated with the reduced acreages; however, CDFW is not finding these in RIBITS either.

I don't know if it's just me who can't see this stuff in RIBITS or is it's really not there.

I've also attached the LTMP, grazing plan, and credit evaluation that contain some comments by CDFW.

Let me know if you have any questions or clues to the missing information.

FYI, Newhall is getting anxious to get this completed so if we can get everyone's comments to the bank sponsor sooner rather than later, that would be great.

Thank you,

Lisa

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